

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 10,766

IN THE MATTER OF:

Served September 17, 2007

DOMINIC MCDUFF, Trading as SAFETY)
FIRST MEDICAL TRANSPORTATION,)
Suspension and Investigation of)
Revocation of Certificate No. 1235)

Case No. MP-2007-115

Certificate No. 1235 was suspended on June 4, 2007, for respondent's willful failure to maintain a WMATC Insurance Endorsement on file with the Commission. Order No. 10,526, served June 4, 2007, noted that Certificate No. 1235 would be subject to revocation if respondent failed to file the necessary insurance endorsement(s) and pay a \$50 late fee within thirty days. Respondent failed to reply, and Certificate No. 1235 was revoked on August 8, 2007, in Order No. 10,675. Respondent subsequently paid the fee and filed a request for reinstatement on September 7, 2007.

Respondent's request is governed by Title II of the Compact, Article XIII, Section 4(a), which provides that an application for reconsideration of a Commission order must be filed within thirty days of its publication. When seeking reconsideration of a revocation for failure to comply with Regulation No. 58, a carrier must file both the application and an acceptable replacement WMATC Insurance Endorsement within the 30-day statutory filing period.¹ Respondent therefore had until September 7 to file an acceptable application and endorsement. Although respondent's request for reinstatement was timely filed on September 7, respondent failed to file a replacement endorsement on or before that date. Consequently, respondent's request is incomplete.

THEREFORE, IT IS ORDERED: That the application for reconsideration is denied without prejudice to respondent's right to reapply for operating authority at a later date.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS YATES AND CHRISTIE:



William S. Morrow, Jr.
Executive Director

¹ In re David C. Pearson, t/a E & H Transportation Co., MP-06-021, Order No. 9810 (Aug. 8, 2006); In re Worku G. Legesse, t/a Phyladelphia Transport, MP-03-80, Order No. 7514 (Nov. 5, 2003).